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4 UNITED STATES DISTRICT COURT  
5 DISTRICT OF NEVADA

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7 RIGOBERTO ENRIQUE ISAZA,

8 Plaintiff(s),

9 v.

10 SOCIAL SECURITY ADMINISTRATION,

11 Defendant(s).

Case No. 2:16-CV-2575 JCM (CWH)

ORDER

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13 Presently before the court is Magistrate Judge Hoffman's report and recommendation.  
14 (ECF No. 6). No objections have been filed, and the deadline for filing objections has since passed.

15 This court "may accept, reject, or modify, in whole or in part, the findings or  
16 recommendations made by the magistrate." 28 U.S.C. § 636(b)(1). Where a party timely objects  
17 to a magistrate judge's report and recommendation, then the court is required to "make a de novo  
18 determination of those portions of the [report and recommendation] to which objection is made."  
19 28 U.S.C. § 636(b)(1).

20 Where a party fails to object, however, the court is not required to conduct "any review at  
21 all . . . of any issue that is not the subject of an objection." *Thomas v. Arn*, 474 U.S. 140, 149  
22 (1985). Indeed, the Ninth Circuit has recognized that a district court is not required to review a  
23 magistrate judge's report and recommendation where no objections have been filed. *See United*  
24 *States v. Reyna-Tapia*, 328 F.3d 1114 (9th Cir. 2003) (disregarding the standard of review  
25 employed by the district court when reviewing a report and recommendation to which no  
26 objections were made).

27 Magistrate Judge Hoffman recommended "[p]laintiff's case be dismissed without  
28 prejudice" for failure to state a claim upon which relief can be granted. (ECF No. 6); *see* (ECF

1 No. 2). Plaintiff has not objected to the report and recommendation. Nevertheless, this court finds  
2 it appropriate to engage in a *de novo* review to determine whether to adopt the recommendation of  
3 the magistrate judge. Upon reviewing the recommendation and underlying briefs, the court finds  
4 that good cause appears to adopt the magistrate judge's findings.

5 Accordingly,

6 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Magistrate Judge  
7 Hoffman's report and recommendation (ECF No. 6) be, and the same hereby is, ADOPTED in its  
8 entirety. The court will dismiss plaintiff's complaint without prejudice to refile.

9 The clerk shall enter judgment accordingly and close the case.

10 DATED January 17, 2018.

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13 UNITED STATES DISTRICT JUDGE  
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